

1 THE HONORABLE RICARDO S. MARTINEZ
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4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT SEATTLE

7 UNITED STATES OF AMERICA,) No. CR22-196-RSM
8 Plaintiff,)
9 v.) ORDER GRANTING UNOPPOSED
10 RICHARD S. CURRY,) MOTION TO CONTINUE TRIAL AND
11 Defendant.) EXTEND THE PRETRIAL MOTIONS
12) DEADLINE

13 THE COURT has considered the unopposed motion of the defendant to continue
14 the trial date and pretrial motions deadline and finds that:

15 (a) taking into account the exercise of due diligence, a failure to grant a
16 continuance in this case would deny counsel for the defendant the reasonable time
17 necessary for effective preparation due to counsel's need for more time to review the
18 evidence, consider possible defenses, and gather evidence material to the defense, as set
19 forth in 18 U.S.C. § 3161(h)(7)(B)(iv); and

20 (b) a failure to grant such a continuance in this proceeding would likely result in
21 a miscarriage of justice, as set forth in 18 U.S.C. § 3161(h)(7)(B)(i); and

22 (c) the additional time requested is a reasonable period of delay, as the defendant
23 has requested more time to prepare for trial, to investigate the matter, to gather evidence
24 material to the defense, and to consider possible defenses; and

25 (d) the ends of justice will best be served by a continuance, and the ends of
26 justice outweigh the best interests of the public and the defendant in any speedier trial,
as set forth in 18 U.S.C. § 3161(h)(7)(A); and

(e) the additional time requested between the current trial date of January 17, 2023, and the new trial date is necessary to provide counsel for the defendant the reasonable time necessary to prepare for trial, considering counsel's schedule and all of the facts set forth above; and

(f) the period of delay from the date of this order to the new trial date is excludable time pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (h)(7)(B)(iv).

IT IS THEREFORE ORDERED that the trial date in this matter shall be continued to August 14, 2023, and that pretrial motions shall be filed no later than June 29, 2023.

DONE this 20th day of January 2023.



RICARDO S. MARTINEZ
UNITED STATES DISTRICT JUDGE

Presented by:

s/ *Vanessa Pai-Thompson*
Assistant Federal Public Defender
Attorney for Richard Curry